

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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JOE SIMON-WHELAN, Individually and on	:
Behalf of All Others Similarly Situated,	:
	:
Plaintiff,	:
	:
-against-	:
	:
THE ANDY WARHOL FOUNDATION FOR	:
THE VISUAL ARTS, INC., THE ESTATE OF	:
ANDY WARHOL, VINCENT FREMONT,	:
VINCENT FREMONT ENTERPRISES, THE	:
ANDY WARHOL ART AUTHENTICATION	:
BOARD, INC., JOHN DOES 1-20, JANE DOES	:
1-10, and RICHARD ROES 1-10,	:
	:
Defendants.	:
	:
-----X	

07-CV-6423 (LTS)

ECF CASE

MOTION FOR SUBSTITUTION OF COUNSEL

On behalf of Defendants The Andy Warhol Foundation for the Visual Arts, Inc., The Estate of Andy Warhol, Vincent Fremont, Vincent Fremont Enterprises, and The Andy Warhol Art Authentication Board, Inc. in the above-captioned litigation (the "Defendants"), the undersigned counsel hereby move for a substitution of David Boies, Nicholas A. Gravante, Jr., and Philip J. Iovieno of the law firm BOIES, SCHILLER & FLEXNER LLP as counsel of record for the Defendants, replacing the current counsel of record, Gary D. Sesser and Ronald D. Spencer of CARTER LEDYARD & MILBURN LLP. In accordance with Local Civil Rule 1.4 and Judge Swain's Individual Practices Rule 2(D), the accompanying declaration confirms the consent of the Defendants to this substitution of counsel.

Dated: New York, New York
October 22, 2009

Respectfully submitted,

CARTER LEDYARD & MILBURN LLP

BOIES, SCHILLER & FLEXNER LLP

By: 

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SO ORDERED:

LAURA TAYLOR SWAIN
United States District Judge